



04-15-08

PATENT APPLICATION

RCE #

IN THE U.S. PATENT AND TRADEMARK OFFICE

Express Mail Label No. EM 143 725 937 US

Attorney Docket No.: 5000.P0053US

March 27, 2008

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Sir:

This is a Request for Continued Examination (RCE) under 37 CFR \$1.114 of the below-identified pending utility or plant application:

Serial No.: 10/520 051

Filing Date: December 29, 2004

Confirmation No.: 5080

Title: SUPPORTING DEVICE FOR A PERSON'S BACK AND HEAD AREA

Inventor(s): Joachim BERC

Group: 3635

Examiner: Spahn

Please direct correspondence to the address associated with the following customer number:

23474

FLYNN, THIEL, BOUTELL & TANIS, P.C.  
(FIRM)

04/15/2008 SDENB0B3 00000025 10520051

01 FC:2001  
02 FC:2251405.00 OP  
60.00 OP

1. Submission required under 37 CFR \$1.114
  - a. ☐ An amendment under 37 CFR \$1.116 previously filed on \_\_\_\_\_ was not entered. Please enter before calculating the filing fee.
  - b. ☒ Enclosed is/are:
    - i. ☒ Amendment/Response (please enter before calculating the filing fee)
    - ii. ☐ Affidavit(s)/Declaration(s)
    - iii. ☒ Information Disclosure Statement (IDS)
    - iv. ☒ Acknowledgment Post Card

v. ☐ \_\_\_\_\_.

2. Miscellaneous

a. ☒ Small entity status is claimed. See 37 CFR 1.27.

☐ Statement(s) re small entity is/are enclosed.

b. ☐ \_\_\_\_\_.

3. Fees (The RCE fee under 37 CFR \$1.17(e) is required by 37 CFR \$1.114 when the RCE is filed).

a. ☒ The RCE fee and any filing fee for claims are calculated as shown below, after entering any amendments which this transmittal indicates are to be entered prior to such calculation:

| For                          | No.<br>Filed  | No.<br>Extra | ( )<br>LG Entity | RATE     | (X)<br>SM Entity | Fee       |
|------------------------------|---------------|--------------|------------------|----------|------------------|-----------|
| Basic RCE Fee                |               |              |                  | \$810.00 | \$405.00         | \$405.00  |
| Total Claims                 | (16 - 20 = 0) |              | x                | \$ 50.00 | x \$ 25.00       | 0.00      |
| Indep. Claims                | (2 - 3 = 0)   |              | x                | 210.00   | x \$105.00       | 0.00      |
| [ ] Multiple Dep. Claim      |               |              | +                | \$370.00 | + \$185.00       | 0.00      |
| * * * TOTAL FILING FEE * * * |               |              |                  |          |                  | \$ 405.00 |

b. ☒ Pursuant to 37 CFR \$1.136(a), please extend the shortened period for response by one month(s). The extension fee is:

☐ \$ (37 CFR \$1.17)

☒ \$60.00 (37 CFR \$1.17; small entity status established by verified statement(s) submitted previously).

c. ☐ Suspension of action on the above-identified application is requested under 37 CFR \$1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months). Suspension of action fee is \$\_\_\_\_\_ (37 CFR \$1.17(i)).

d. ☒ A check for \$465.00 is enclosed to cover fees.

e. ☐ Please charge my Deposit Account No. 06-1382 in the amount of \$\_\_\_\_\_. A duplicate copy of this transmittal is enclosed.

f. ☒ The Commissioner is hereby authorized to charge payment of any additional application processing fees under 37 CFR \$1.17 associated with this communication or to

credit any overpayment to Deposit Account No. 06-1382.

A duplicate copy of this sheet is enclosed.

The undersigned is: ☒ an attorney of record

☐ acting under 37 CFR \$1.34.

Please direct all telephone calls to the undersigned at  
telephone number (269) 381-1156.

Respectfully submitted,

FLYNN, THIEL, BOUTELL & TANIS, P.C.

IN DUPLICATE

LLC/DJW/jas

Encl: Listed above

106.09/07

*for Ronald Swallow 43977*  
Liane L. Churney  
Reg. No. 40 694



PATENT APPLICATION

IN THE U.S. PATENT AND TRADEMARK OFFICE

Express Mail" Mailing Label No.: EM 143 725 937 US

Date of Mailing:

**APR 14 2008**

Applicant(s): Joachim BERC

Title: SUPPORTING DEVICE FOR A PERSON'S BACK AND HEAD AREA

Serial No.: 10/520 051

Group: 3635

Confirmation No.: 5080

Filed: December 29, 2004

Examiner: Spahn

International Application No.: PCT/EP2003/006244

International Filing Date : June 13, 2003

Atty. Docket No.: 5000.P0053US

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

EXPRESS MAILING CERTIFICATE

Sir:

I hereby certify that the attached paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FLYNN, THIEL, BOUTELL & TANIS, P.C.

By:

*Carrie Ash*

Date:

**APR 14 2008**

Document(s) attached: Request for Continued Examination (RCE)  
Transmittal including enclosures listed  
thereon

Telephone: (269) 381-1156

191.05/05